

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Apr 02, 2021

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

BRIAN H.,

v.

ANDREW M. SAUL,
COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

No. 2:20-CV-0185-JTR

ORDER GRANTING STIPULATED
MOTION FOR REMAND
PURSUANT TO SENTENCE FOUR
OF 42 U.S.C. § 405(g)

BEFORE THE COURT is the parties' stipulated motion to remand the above-captioned matter to the Commissioner for additional administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 20. Attorneys Timothy Wendell Anderson and Victoria B. Chhagan represent Plaintiff; Special Assistant United States Attorney David J. Burdett represents Defendant. The parties have consented to proceed before a magistrate judge. ECF No. 6. After considering the file and proposed order, **IT IS ORDERED:**

1. The parties' Stipulated Motion for Remand, **ECF No. 20**, is **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative action pursuant to sentence four of 42 U.S.C. § 405(g).

On remand, the Administrative Law Judge (ALJ) shall take any necessary steps to complete the administrative record, offer Plaintiff the opportunity for a new hearing, and issue a new decision. The ALJ is further directed to reevaluate

1 Plaintiff's maximum residual functional capacity and obtain supplemental
2 vocational expert evidence to clarify the effect of the assessed limitations on
3 Plaintiff's ability to perform other work in the national economy, resolving any
4 conflicts between that testimony and the Dictionary of Occupational Titles.

5 2. **Judgment shall be entered for PLAINTIFF.**

6 3. Plaintiff's Motion for Summary Judgment, **ECF No. 17**, is
7 **STRICKEN AS MOOT.**

8 4. An application for attorney fees and costs may be filed by separate
9 motion.

10 The District Court Executive is directed to enter this Order, forward copies
11 to counsel, and **CLOSE THE FILE.**

12 DATED April 2, 2021.

A handwritten signature in black ink, appearing to be "M", is written over a horizontal line.

JOHN T. RODGERS
UNITED STATES MAGISTRATE JUDGE